


PATENT
Our Docket: P-TB 4567

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:) Group Art Unit: 1627
Daniel S. Sem)
Serial No.: Unassigned) Examiner: M. Garcia
Filed: Herewith) CERTIFICATE OF MAILING BY "EXPRESS MAIL"
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BOX PATENT APPLICATION
Commissioner for Patents
Washington, D.C. 20231

ELIZABETH S. CONAUGHTON
(TYPED OR PRINTED NAME OR PERSON MAILING PAPER OR FEE)

(SIGNATURE OF PERSON MAILING PAPER OR FEE)

Sir:

PRELIMINARY COMMUNICATION

The above-identified application is a divisional application of serial No. 09/083,537, filed May 21, 1998. A restriction requirement was previously issued in parent application 09/083,537 in Office Actions issued on June 14, 1999, and December 23, 1999.

The currently pending claims in the above-identified application are claims 1-14. In the previous restriction requirements, claims 1-14 were restricted into two groups:

Group I: Claims 1-8, directed to a method for generating a library of bi-ligands; and

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Group II: Claims 9-14, directed to a method for
identifying a population of bi-ligands.

Although the restriction requirement is traversed for
the reasons set forth below, Applicants elect the claims of Group
II, claims 9-14, for examination.

The Restriction Requirement is traversed with respect
to the division of the claims of Group II from the claims of
Group I. While the claims of Groups I and II are patentably
distinct, it is submitted that a thorough search of the claims of
either group will likely reveal art relevant to the examination
of the claims of the other groups. This is further indicated by
the classification of the claims of Groups I and II in the same
class (class 435). Thus, a search of the claims of Group II
will, of necessity, reveal information relevant to the
examination of the claims of Group I and, therefore, division of
the claims into these groups would result in duplicative
searches. Therefore, examination of the claims of Group II with
the claims of Group I together should not be an undue burden on
the Examiner.

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In light of the foregoing remarks, Applicant respectfully requests that the restriction requirement be reconsidered and that the claims of Group II be examined with the claims of Group I. The Examiner is invited to call the undersigned agent or Cathryn Campbell if there are any questions.

Respectfully submitted,

January 19, 2001

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